



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

MAILED

Nixon Peabody LLP
401 9th Street, N.W. Suite 900
Washington, DC 20004

DEC 01 2005

Director's Office
Group 3700

In re application of	:	DECISION ON PETITION
Albert A. Koenig, et al.	:	TO MAKE SPECIAL
	:	UNDER 37 CFR. 1.102(c)
Serial Number: 10/825,659	:	
Filed: April 16, 2004	:	

For: **GROUND SOURCE HEAT PUMP FIELD DESIGN WITH IMPROVED CONTROL STRATEGIES**

This is a decision on the petition filed on November 16, 2005, under 37 CFR. 1.102(c) to make special the above identified application because of the age/health of the applicant. Since the requirements of the M.P.E.P Section 708.02 IV have been met, the petition will be GRANTED.

The examiner is directed (1) to make an interference search for possible interfering applications, (2) to promptly examine this application out of turn, and (3) if any interfering application is discovered, to examine such application simultaneously and state in the first official letter of such application that it is being taken out of turn because of a possible interference.

Petitioner is advised that this application will continue to be special, throughout its entire prosecution and pendency, including interference or appeal, if any, only if Petitioner makes a prompt bona-fide effort, in response to each Office action, to place the application in condition for allowance, even if it is necessary to conduct an interview with the Examiner to accomplish this purpose.

Summary: Decision on Petition **GRANTED**.

Richard A. Bertsch
Director
Technology Center 3700
(571) 272-3750

rt: 11/30/05